

CALIFORNIA TRANSPORTATION COMMISSION
State Route 99 Bond Act Program Guidelines
Adopted December 13, 2006
Resolution G-06-22

1. Purpose of guidelines. The Highway Safety, Traffic Reduction, Air Quality, and Port Security Bond Act of 2006, approved by the voters as Proposition 1B on November 7, 2006, includes an authorization of \$1 billion to be available to the Department of Transportation, upon appropriation in the annual Budget Act by the Legislature, for safety, operational enhancements, rehabilitation, or capacity improvements necessary to improve the State Route (SR) 99 corridor in the San Joaquin and Sacramento Valleys.

The Department has agreed with the California Transportation Commission that the \$1 billion made available under the Bond Act for SR 99 should be made available and administered in a manner that is consistent with the administration of the Commission's CMIA program. The Department and the Commission therefore agree that the SR 99 Bond Program will be subject to the provisions of the CMIA program, except as otherwise provided in these guidelines. This includes the schedule, adoption of the initial program, program amendments, project allocation, and project delivery among others.

The purpose of these guidelines is to identify the Commission's policy and expectations for the program and thus to provide guidance to the Department, regional agencies, and other project proponents and implementing agencies in carrying out their responsibilities under the program. The program is subject to the provisions of the Bond Act, in particular subdivision (b) of Section 8879.23 of the Government Code, and these guidelines are not intended to preclude any project nomination or any project selection that is consistent with the Bond Act. The Department and the Commission cannot anticipate all circumstances that may arise in the course of program implementation, and the Commission may find it appropriate to make exceptions to any provision in these guidelines, or to revise or adapt its policies as issues arise in program implementation.

2. Geographic balance. The SR 99 Bond Program covers the entire state route beginning at Interstate 5 in Kern County and terminating at State Route 36 in Tehama County. The San Joaquin and Sacramento Valley RTPAs and the Department have agreed on a distribution of SR 99 Bond funds based on a north/south 15 percent /85 percent split; 15 percent to the north for the Sacramento Valley and counties north of Sacramento/San Joaquin County line, and 85 percent to the south for the San Joaquin Valley.

3. Project eligibility. Under the Bond Act, SR 99 Bond Act funding is available for safety, operational enhancements, rehabilitation, or capacity improvements necessary to improve SR 99 in the Central Valley. The Commission expects that project nominations submitted by the Department from the San Joaquin Valley will be consistent with the Caltrans *State Route 99 Business Plan Element of the Master Plan* and that project nominations from the Sacramento Valley will be consistent with the Sacramento Valley *Route 70/99 Corridor Business Plan*. Nothing in these guidelines is intended to limit the projects that the Department may nominate or that the Commission may program from these funds or a combination of funds, consistent with the Bond Act.

Projects will be programmed according to the same project components used for the STIP—(1) environmental and permits, (2) plans, specifications, and estimates, (3) right-of-way, and (4) construction. The Commission's general expectation is that each SR 99 program project will have a full funding commitment through construction, either from the SR 99 program alone or from a combination of the SR 99 Bond Program and other state, local, or federal funds.

4. Completion of Environmental Process. Funding for project right-of-way or construction may be programmed only if the environmental review process can be implemented in time to have the project ready for construction by 2012. The Commission will include a project in the SR 99 Bond Program only if it finds that the project construction can begin by December 31, 2012.
5. Caltrans/Regional Consultations. Caltrans and San Joaquin and Sacramento Valley RTPAs will consult with each other in the development of the SR 99 Bond Program. As a part of this consultation, Caltrans will consult early with the RTPAs, as far in advance as is practicable, of projects that may be or are likely to be included in the Bond Program, including the potential for joint funding from other state, regional or local sources, and will seek the advice of RTPAs regarding these projects. The consultation should allow RTPAs to consider and advise Caltrans regarding the potential impact of the programming of these projects.
6. Submittal of SR 99 Bond Program. After consulting with San Joaquin and Sacramento Valley RTPAs, the Department will submit the SR 99 Bond Program (first program document) to the CTC no later than January 16, 2007. The CTC will meet in February to approve the initial SR 99 Bond Program.

To address cost increases, the Department in consultation with the RTPAs may recommend program amendments to the Commission that:

- a. Identify other appropriate funding sources.
- b. Revise project scope accordingly.
- c. If appropriate, revise the scope of other projects within the SR 99 Bond Program.
- d. Delete projects as necessary in keeping with the priorities as set forth in these guidelines.

7. SR 99 Bond Program Amendments. Caltrans will consult with the San Joaquin and Sacramento Valley RTPAs in the development of an amendment to the SR 99 Bond Program. Any change to the scope, cost, and schedule of the initial program submittal will require a program amendment.

Caltrans may request SR 99 Bond Program amendments and the Commission will approve amendments in the same manner as for STIP amendments, except that:

- SR 99 Bond Program amendments may amend projects at any time, including projects programmed for the current fiscal year.
 - SR 99 Program amendments need only appear on the agenda published 10 days in advance of the Commission meeting. They do not require the 30-day notice that applies to STIP amendments. However, the Commission will not act on program amendments with less than a 30-day notice without agreement from all project funding partners.
 - A new project may not be included in the SR 99 Bond Program without a completed Project Study Report (PSR), unless the Department agrees to the scope, cost, and schedule presented in the Project Nomination Sheet. This requirement applies to the programming of project development components as well as to right-of-way and construction. A PSR is a report that meets the standards of the CTC's PSR guidelines. The CTC expects that all project nominations in this program will meet this standard.
 - The Commission may initiate a SR 99 Bond Program amendment to delete a project or to revise its scope, cost, or schedule, after a review of the progress of project delivery.
8. Project Cost Estimates. All cost estimates cited in the project fact sheet and in the benefit/cost analysis input sheet will be escalated to the year of proposed delivery. Only cost estimates approved by the Director of Transportation or by a person authorized by the Director to approve cost estimates for programming will be used.
9. Nomination Forms. The SR 99 Bond Program project fact and funding sheets will be used for nomination of bond funded projects and any subsequent amendments to maintain consistency.